

Derek W. Loeser (admitted *pro hac vice*)
KELLER ROHRBACK L.L.P.
1201 Third Avenue, Suite 3200
Seattle, WA 98101
Tel.: (206) 623-1900
Fax: (206) 623-3384
dloeser@kellerrohrback.com

Lesley Weaver (Cal. Bar No.191305)
BLEICHMAR FONTI & AULD LLP
555 12th Street, Suite 1600
Oakland, CA 94607
Tel.: (415) 445-4003
Fax: (415) 445-4020
lweaver@bfalaw.com

Plaintiffs' Co-Lead Counsel

Additional counsel listed on signature page

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION

MDL No. 2843
Case No. 18-md-02843-VC-JSC

This document relates to:

ALL ACTIONS

**DECLARATION OF MATTHEW S.
MELAMED IN SUPPORT OF
PLAINTIFFS' ADMINISTRATIVE
MOTION FOR LEAVE TO FILE A SUR-
REPLY TO DEFENDANT FACEBOOK,
INC.'S REPLY BRIEF IN SUPPORT OF
ITS CLAIM OF CONFIDENTIALITY**

Judge: Hon. Vince Chhabria and
Hon. Jacqueline Scott Corley
Courtroom: 4, 17th Floor

DECLARATION OF MATTHEW S. MELAMED

I, Matthew S. Melamed, hereby declare under the penalty of perjury:

1. I am an attorney licensed in the State of California and admitted to the United States District Court for the Northern District of California. I am Senior Counsel at Bleichmar Fonti & Auld LLP, a member in good standing of the bar of the State of California and of this Court, and counsel to Plaintiffs in the above-captioned action.

2. This declaration is made upon personal knowledge in support of Plaintiffs' Administrative Motion for Leave to File a Sur-Reply to Defendant Facebook, Inc.'s Reply Brief in Support of its Claim of Confidentiality.

3. Attached hereto as ***Exhibit A*** is a true and correct copy of Plaintiffs' [Proposed] Sur-Reply to Defendant Facebook, Inc.'s Reply Brief in Support of its Claim of Confidentiality.

4. Pursuant to Civil Local Rule 7-11(a), on June 1, 2021 counsel for Plaintiffs asked counsel for Facebook whether it would stipulate to permit Plaintiffs' to file a brief sur-reply to correct certain untrue statements contained in Facebook's reply brief in support of its confidentiality claim. Counsel for Facebook asked counsel for Plaintiffs to identify the untrue statements. Plaintiffs' counsel did so. Facebook's counsel did not respond.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 1st day of June 2021, in Oakland, California.

By: /s/ Matthew S. Melamed
Matthew S. Melamed